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WALTER J, TENCZA JR.  
10 STATION PLACE, SUITE 3  
METUCHEN NJ 08840

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**OFFICE OF PETITIONS**

In re Patent No. 7,038,616 :  
Issued: 2 May, 2006 :  
Application No. 10/743,368 : LETTER DISMISSING PETITION  
Filed: 22 December, 2003 :  
For: TARGET IDENTIFICATION FROM :  
A POOL OF TARGETS USING A NEW :  
ADAPTIVE TRANSMITTER-RECEIVER :  
DESIGN :

This is a decision on the paper filed on 16 May, 2006, styled as a petition under 37 CFR 1.182, to correct the sole inventor's name.

The petition is **DISMISSED** for the reasons stated below.

Petitioner states that the inventor's name was not correctly stated in Office records. Specifically, the inventor's middle initial was inadvertently placed before the inventor's first name, and the inventor's middle name was not completely spelled out.

The proper fees have not been supplied. Effective 8 December, 2004, the fee for a petition under 37 CFR 1.182 is \$400.00. The petition, however, authorized only the charging of \$130.00 to counsel's deposit account. 37 CFR 1.22(a) requires all fees payable to the U.S. Patent and Trademark Office to be paid in advance. As such, the patent must be dismissed pending submission of the proper petition fee.

Furthermore, the present application issued as U.S. Patent No. 7,038,616 on 5 May, 2006. As such, a \$100.00 certificate of correction fee and a completed Certificate of Correction Form must also be filed.

Patent No. 7,038,616  
Application No. 10/743,368

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Further correspondence with respect to this matter should be addressed as follows:

By mail:           Mail Stop Petition  
                  Commissioner for Patents  
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By FAX:           (571) 273-8300  
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                  401 Dulany Street  
                  Alexandria, VA 22314

Telephone inquiries concerning this matter may be directed to the undersigned at (571)272-3231.



Douglas I. Wood  
Senior Petitions Attorney  
Office of Petitions